

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 6322 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

LIYAKATHUSEN MEHMUDMIYA MALIK

Versus

STATE OF GUJARAT

Appearance:

BY COMPLAINT BOX for Petitioners, assisted by Ms.
Banna Datta, L.A.
MR MR ANAND, PP with MR ND GOHIL, APP for Respondent
No. 1

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 28/01/97

ORAL JUDGEMENT

Rule. Service of rule waived by Mr. M.R. Anand,
Ld. P.P. with Mr. N.D. Gohil, Ld. A.P.P. for the
respondents.

2. There are two grievances made in this application
moved through jail by 18 prisoners, out of whom only the

petitioner no. 2 - Amrut Karsan is reported to be now undergoing sentence. Rest are stated to have been released.

3. Heard. The report filed in reply to the notice issued in this petition indicates that the allegations of facts made in the petition are not correct. It is also contended on behalf of the respondents in the report that the petitioners have not lodged any complaint before the jail authority before placing the complaint in the complaint box. In view of the last contention, which has been also reiterated in the submissions made on behalf of the respondents, following order is required to be passed :-

The petitioner no. 2 is set at liberty to move an appropriate application setting out his grievances, to the jail authority. No indulgence however, can be shown in this petition at this stage. Rule is discharged.

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